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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

IFRAN ALI,	)	No. C 07-4700 MMC
Petitioner,	)	
v.	)	SECOND STIPULATION TO EXTEND
ANTHONY M. AIELLO, ET AL.,	)	PETITIONER'S DEADLINE TO FILE
Respondents.	)	TRAVERSE; <del>[PROPOSED]</del> ORDER

Petitioner, by and through his attorney of record, and Defendants, by and their attorneys of record, hereby stipulate, subject to the approval of the Court, to extend Petitioner's deadline to file his traverse until Thursday, November 1, 2007, on the following grounds:

1. Respondents filed their return to Petitioner's petition for writ of habeas corpus on October 10, 2007. Pursuant to a stipulation, and the Court's approval, Petitioner's traverse is due Thursday, October 25, 2007.

2. Since filing their stipulation yesterday, the parties have learned that the Board of Immigration Appeals ("the Board") has ruled on Petitioner's appeal of the Immigration Judge's denial of his request for a bond hearing. Although the Board's October 24, 2007 decision remands Petitioner's case to the IJ, the parties have not been successful in obtaining a copy of the decision to determine the terms of the remand. Petitioner's counsel expects to receive the decision via mail either this week or early next week. The petition before this Court will be rendered moot if the Board's decision holds that Petitioner is not subject to mandatory detention

1 and is, therefore, entitled to a bond hearing.

2 3. Accordingly, the parties respectfully request that, pursuant to their stipulation, the  
3 Court extend the deadline for filing Petitioner's traverse until Thursday, November 1, 2007.

4 DATED: October 25, 2007

Respectfully submitted,

5 /s/

6 ROBERT B. JOBE<sup>1</sup>  
7 Law Office of Robert B. Jobe  
Attorney for Plaintiff

8 DATED: October 25, 2007

9 SCOTT N. SCHOOLS  
United States Attorney

10 /s/

11 MELANIE L. PROCTOR  
12 Assistant United States Attorney  
Attorneys for Respondents

13  
14  
15 ~~PROPOSED~~ ORDER

16 Pursuant to stipulation, IT IS HEREBY ORDERED that Petitioner's deadline to file his  
17 traverse is extended to Thursday, November 1, 2007.

18 IT IS SO ORDERED.

19 DATED: October 26, 2007

20   
21 MAXINE M. CHESNEY  
22 UNITED STATES DISTRICT JUDGE  
23  
24  
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27 <sup>1</sup> I, Robert B. Jobe, attest that both Melanie L. Proctor and I have signed this document.